

BEFORE THE BOARD OF BOUNDARY COUNTY COMMISSIONERS

RE: THE PETITION FOR : ORDER ANNEXING PROPERTY
ANNEXATION INTO THE : INTO THE SOUTH BOUNDARY
SOUTH BOUNDARY FIRE : FIRE PROTECTION DISTRICT
PROTECTION DISTRICT :

WHEREAS, this matter was brought before the Board of County Commissioners of Boundary County pursuant to a petition by Bruce Grobman, seeking to have the following lands annexed into the South Boundary Fire Protection District:

The East Half (1/2) of the West Half (1/2) of the Southeast Quarter (1/4), and of the West Half (1/2) of the West Half (1/2) of the East Half (1/2) of the Southeast Quarter (1/4) of Section Five (5), Township Sixty (60) North, Range One (1) West of the Boise Meridian, Boundary County, Idaho. These are Parcels: RP60N01W057802A and RP60N01W057810A.

WHEREAS, the Board of County Commissioners received information that evidence and testimony was presented to South Boundary Fire Protection District in support of the Petition to allow land owned by Bruce Grobman to be annexed into the fire district; and

WHEREAS, all notice and opportunity to be heard in accordance with Title 31, Chapter 14 of Idaho Code has been provided and any interested person desiring to appear and testify on the Petition for Annexation was afforded said opportunity.

NOW, THEREFORE, IT IS HEREBY ORDERED in accordance with the afore- mentioned introduction that the Boundary County Board of Commissioners hereby find that the area sought for annexation benefits by being included in the South Boundary Fire Protection District, and as such, the following described property is hereby annexed into the South Board Fire Protection District:

The East Half (1/2) of the West Half (1/2) of the Southeast Quarter (1/4), and of the West Half (1/2) of the West Half (1/2) of the East Half (1/2) of the Southeast Quarter (1/4) of Section Five (5), Township Sixty (60) North, Range One (1) West of the Boise Meridian, Boundary County, Idaho. These are Parcels: RP60N01W057802A and RP60N01W057810A.

NOW, THEREFORE, IT IS FURTHER ORDERED that the above described be added to the tax rolls in accordance with Idaho Code Title 31 Section 14 and a certified copy of this Order shall be transmitted to the South Boundary Fire Protection District, the Idaho State Tax Commission, and a copy of this order shall be filed in the office of the recorder for Boundary County, Idaho, and this annexation shall be effective as of July 12, 2013.

Dated this 12th day of July, 2013.

RECEIVED

AUG 05 2013

TECHNICAL SUPPORT

BOARD OF BOUNDARY COUNTY COMMISSIONERS



[Signature]
Dan R. Dinning Chairman

[Signature]
LeAlan L. Pinkerton, Commissioner

[Signature]
Walt Kirby, Commissioner

ATTEST:

[Signature]
GLENDA POSTON, Clerk

STATE OF IDAHO }
County of Boundary } ss.

Filed by: Commissioners
on 8-2-13 at 1:25 pm
Glenda Poston
County Recorder m. Rohmeyer
By Deputy

Fee \$ 0
Mail to File County Clerk

258273
258273
258273

From: Tevis Hull [mailto:tevis.hull@gmail.com]
Sent: Friday, July 12, 2013 1:43 PM
To: Boundary County Commissioners
Subject: Annexation in South Boundary Fire District-Work Product

Commissioners:

Regarding the Order drafted for the annexation of properties into the South Boundary Fire District I would suggest two changes/additions. First, on the second Whereas it should read-(WHEREAS, the Board of County Commissioners received information that evidence and testimony was presented to the South Boundary Fire Protection District in support of the Petition to allow land owned by (name of property owner) to be annexed in the fire district; and).

Second, attached to the order were minutes, but I think it would be wise to attach also the Notice of the February 8, 2012 meeting to make sure that the Petition was Noticed and those members of the district had an opportunity to be heard.

Tevis

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Tevis W. Hull
Attorney at Law
95 Tamarack Lane
Sagle, Idaho 83860

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**The following is an excerpt of Boundary County Commissioners' meeting minutes
taken during regular session on February 25, 2013.**

*****Monday, February 25, 2013**, Commissioners met in regular session with Chairman Dan Dinning, Commissioner LeAlan Pinkerton, Commissioner Walt Kirby, and Deputy Clerk Michelle Rohrwasser.

South Boundary Fire District Chief Tony Rohrwasser joined the meeting.

10:30 a.m., Assessor Dave Ryals joined the meeting at Commissioners' request.

Chief Rohrwasser said last year he brought in requests from property owners who wished to have their properties annexed into the South Boundary Fire District. Chief Rohrwasser explained that a step was missed in that the Fire District needed to first have a public hearing on this matter and that has since been done. Chief Rohrwasser said the minutes from that public hearing have been submitted for those three separate requests and a copy of the newspaper affidavit of that public hearing is also included. The letter of request to Commissioners includes parcel information and where the parcels sit on the map. Chief Rohrwasser informed Commissioners these parcels are not served by any other fire district. Chairman Dinning said in the minutes from year 2005 it states there needs to be a map generated. Assessor Ryals said it is a tax code area map and that map will come from the State Tax Commission. Assessor Ryals said Commissioners will need to send information such as the legal descriptions to the State Tax Commission and it was suggested to use the legal description from the deeds.

Chairman Dinning said Commissioners could approve this matter subject to legal counsel review to make sure annexation is being done properly. Chief Rohrwasser said he has a letter from each property owner and Commissioners reviewed the information.

Commissioner Kirby moved to approve the requests for annexation of properties into the South Boundary Fire Protection District from Damon and Leona Norman, Bruce Grobman and Violet and Jerry Davis subject to legal review by the county's civil attorney. Commissioner Pinkerton second. Motion passed unanimously.

The meeting with Chief Rohrwasser ended.

AFFIDAVIT OF PUBLICATION

State of Idaho

ss

County of Boundary, Quinda Johnson
 being first duly sworn on oath deposes and says that
 he/she is Bookkeeper of the
 Bonners Ferry Herald, a newspaper printed and
 published at Bonners Ferry, Boundary County, Idaho;
 that the said newspaper has been continuously and
 uninterruptedly published in said Boundary County
 during a period of 12 months prior to the first publication
 of the hereto attached notice of publication in the case
 of:

Public Hearing

_____ as it
 was published in the regular and entire issue of the said
 paper for a period of 1 consecutive weeks,
 commencing on 8th day of Nov., 2012 and
 ending on the 8th day of Nov., 2012 and
 that said notice was published in said newspaper.

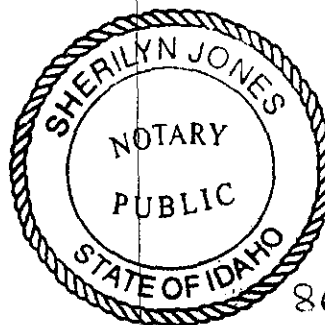
Quinda Johnson

SUBSCRIBED AND SWORN TO before me, this

8th day of November, 2012

Sherilyn Jones

Notary Public-State of Idaho

Residing at: SandpointMy Commission Expires: 2/24/17

8650

PUBLIC HEARING
 The South Boundary Fire Protection District will hold a public hearing at 5:00pm Wednesday, November 14, 2012 at the South Boundary Fire Station, 20 Stagecoach Rd., Naples, ID 83847. In accordance with Idaho Code 24-201, the District is accepting public comment on the following petitions to annex their properties into the South Boundary Fire Protection District:
 Jerry and Valerie Davis, 1159 Grizzly Gap Rd., 10 acres, RP60N01732026000000 and
 Leonard Jordan, 1222 Grizzly Gap Rd., 5 acres, RP60N01732026000000.
 Bruce Grossman, 2500 Morris Ave., 3.5 and 2.2 acre parcels, RP60N01705730000000 and
 RP60N01705730000000. Information is available by calling (208) 267-3052.
 BFE 11/14/12
 November 14, 2012



SOUTH BOUNDARY FIRE PROTECTION DISTRICT

P.O. Box 148 Naples, Idaho 83847
(208)267-8052 www.southboundaryfire.com

Notice of Public Hearing

Wednesday, November 14, 2012 @ 6:00pm

Agenda

Public Hearing regarding annexation of properties into the South Boundary Fire Protection District owned by Leona and Damon Norman from Grizzly Gap Rd., Bruce Grobman of Morris Rd., and Violet and Jerry Davis from Grizzly Gap Rd.

Reading of Minutes from meeting on October 10, 2012.

Treasurer's Report Reading of Treasurers Report

Fire Chief's Report - highlights Incident calls, training, prevention and other activities of the Fire Dept. since the last meeting.

Old Business

- Ken Baker to give update on questions by South Boundary regarding ambulance service.

New Business

- New volunteers, including new resident
- Fundraiser for wood stove
- Holiday festival status
- Christmas dinner for volunteers and families.

Public Input

Any input that is not on the agenda may be discussed if deemed fit by Commissioners but will have to be posted to the next published meeting if action is needed.

If you have special needs for any meeting or wish to add any item to the Agenda please contact Tony Rohrwasser at (208)267-8052



SOUTH BOUNDARY FIRE PROTECTION DISTRICT

P.O. Box 148 Naples, Idaho 83847
(208)267-8052 bcfd@nidaho.net

Minutes of Meeting
Tuesday, November 14, 2012

Attendees:

____ X
____ X
____ X
____ X
____ X
____ X
____ X

Chairperson -- Paula Marqua
Fire Chief -- Tony Rohrwasser
Commissioner Wayne Cavender
Commissioner Kenny Corsi
Treasurer Debbie Youngwirth
Fire Fighter Wes Portrey
Fire Fighter Bryan Tollbom

Also Present: Boundary Volunteer Ambulance President Ken Baker,

The meeting was called to order by at 6:00 p.m., by Commission Chairperson Marqua.

The District held a public hearing to consider the requests for annexation of properties into the South Boundary Fire Protection District. The requests were made by Damon and Leona Norman from Grizzly Gap Road, Bruce Grobman of Morris Road, and Violet and Jerry Davis from Grizzly Gap Road.

PUBLIC
HEARING
→

No one from the public was present to speak in favor, uncommitted or opposed to the annexations. The notice of the request for these annexations was published in the legal section of the Bonners Ferry Herald, according to Chief Rohrwasser.

No comments were made in regards to the annexation.

Commissioner Corsi moved to approve the requests for annexation made by Damon and Leona Norman, Bruce Grobman, and Violet and Jerry Davis. Commissioner Cavender second. Motion passed unanimously.

The public hearing portion of the meeting ended at 6:02 p.m.

The minutes of the last meeting held on October 10, 2012, were read.

Chairperson Marqua moved to approve the minutes of October 10, 2012. Commissioner Corsi second. Motion passed unanimously.

Treasurer's Report.

Attached. Discussed.

**The following is an excerpt of Boundary County Commissioners' meeting minutes
taken during regular session on April 30, 2012.**

*****Monday, April 30, 2012**, Commissioners met in regular session with Chairman Ron Smith, Commissioner Dan Dinning, Commissioner Walt Kirby, and Deputy Clerk Michelle Rohrwasser.

10:30 a.m., Assessor Dave Ryals joined the meeting.

Commissioners said they received a request from South Boundary Fire Protection District along with petitions from two separate property owners: Bruce Grobman and Damon and Leona Norman, who wish to have their properties annexed into the South Boundary Fire Protection District in order to receive fire protection.

Commissioner Kirby moved to accept the request of Bruce Grobman and the request from Damon and Leona Norman to annex their properties into South Boundary Fire Protection District. Commissioner Dinning second. Motion passed unanimously.

Clerk Glenda Poston and Court Security/Bailiff Ron Sukenik joined the meeting at 10:40 a.m.

Assessor Ryals left the meeting at 10:40 a.m.



SOUTH BOUNDARY FIRE PROTECTION DISTRICT

P.O. Box 148 Naples, Idaho 83847
(208)267-8052 chief@southboundaryfire.com

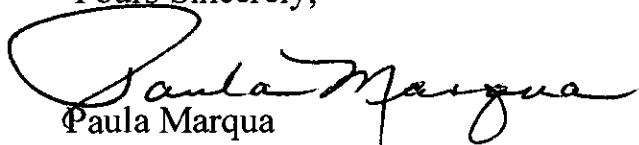
Boundary County Commissioners

4/25/2012

Dear Sirs,

In accordance with Idaho Statute 31-1411 Annexation of territory in same county – Petition - Hearing – Order – Certification to County Commissioners. We, the Commissioners of the South Boundary Fire Protection District would like to put forth the Order to Annex the two properties of Bruce Grobman located at E2W2SE4, W2WE2SE4 ALL LESS TX4 SEC 5 T60N R1W, parcel # RP 60N01W057802 A and TAX 4 SEC 5 T60N R1W, parcel # RP 60N01W057810 A into the South Boundary Fire Protection Taxing District. All of the steps have been taken with accordance to the Statutes, please also see attached Petition and Minutes from the publicized meeting accepting the petition.

Yours Sincerely,


Paula Marqua
Chairperson of the Board

RON SMITH _____
DAN R DINNING _____

APR 30 2012

WALT KIRBY _____
FILE _____ OTHER _____



SOUTH BOUNDARY FIRE PROTECTION DISTRICT

P.O. Box 148 Naples, Idaho 83847
(208)267-8052 bcfid@nidaho.net

Minutes of Meeting
Wednesday, April 11, 2012

Attendees:

_____	X
_____	X
_____	X
_____	X
_____	X
_____	X
_____	Absent

Chairperson -- Paula Marqua
Fire Chief -- Tony Rohrwasser
Commissioner Wayne Cavender
Commissioner Kenny Corsi
Fire Fighter John Savage
Fire Fighter Wes Portrey
Debbie Youngwirth

Guests: Bruce Grobman

The meeting was called to order by Paula Marqua at 6:05 p.m.

The minutes of the last meeting, March 14, 2012, were read.

Motion to approve the minutes of March 14, 2012 by Paula, seconded by Wayne. Motion carried.

Treasurer's Report.

Attached. Discussed.

Motion to approve the Treasurer's report for March 2012 by Wayne, seconded by Kenny. Motion carried.

Chief's Report

Attached. Discussed.

Motion to expend all funds raised from the Michael Powers fund raiser on ice rescue equipment by Kenny; seconded by Wayne. Motion carried.

Old Business

IDL MOU and Agreement. Tony said he is meeting with Ken Homik with IDL to present the documents to him.

BVA Status Regarding EMS District. A final agreement between Boundary Volunteer Ambulance and the County has not yet been worked out.

Community Safety Day Preparations. Life Flight has agreed to participate in this event. Life Flight will have a membership booth. IDL will also participate. This will be May 3, 2012 at 5:00 p.m., and will be held at Naples Elementary.

Motion to approve a community event involving Life Flight by Paula and seconded by Wayne. Motion carried.

New Business

Bruce Grobman request to annex property. Tony said Bruce is interested in annexing into the District. Bruce's acreage meets the minimum requirement if the property is not contiguous to the District boundaries. Commissioners questioned what would happen if this property is split after it has been annexed. Tony will send Bruce's insurance company notice that the District Commissioners have moved to annex his property into the District.

Motion to approve the request of Bruce Grobman to annex his property into the South Boundary Fire Protection District by Wayne; seconded by Kenny. Motion carried.

Michael Powers Fund Raiser for Ice/Water Rescue Equipment.

Wildland Fire Season Preparedness Plan. Do wildland refresher every year and will do this in the upcoming Thursdays.

Possible Acquired Structure to Burn as County-wide Training. This structure is near Firefighter Dave Wenk's house and the property owner has approached the District about burning it. There will be prep work involved and once Tony has worked out the costs, he will divide the cost amongst the students participating in the burn. Tony discussed details involved with utilities on this property.

Fire Chief Request to Modify Hours. Requested to adjust his hours during certain times of construction. Tony said he could use his vacation time. Kenny said he doesn't feel Tony needs to use his vacation time as he is on call anyways and would be responding if something comes up. Commissioners had no objections.

Open Discussion

Commissioners and Tony discussed the bingo night that has been scheduled. The District will allow the game to be played in the bays one time, but Commissioners do not agree with allowing that arrangement to continue. The community room can be used in this situation as that is what it is for. The bingo game will be a one-time event, according to Commissioners.

Wayne moved to adjourn the meeting at 7:40 p.m. Kenny second. Motion carried.

258273


South Boundary Fire Protection District
P.O. Box 148
Naples, ID 83847

4/2/2012

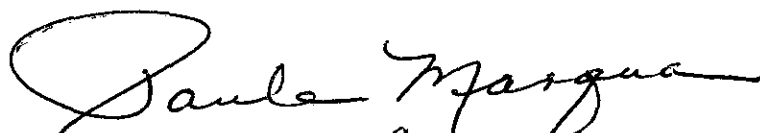


Commissioners,

I, Bruce Grobman, am a resident of Boundary County. My property is located at 2876 Morris Rd., Naples, Id 83847 which is just outside of the protection boundaries of the South Boundary Fire Protection District. I would like to have my properties and home annexed into the district boundaries of the South Boundary Fire Protection District. I understand that I will be taxed for this service at a rate equal to but not more than all others protected by the District. I understand that access to my property is not the responsibility of the Fire District and if not properly maintained they may not be able to reach my home at certain times of the year. My properties are not adjacent to the district boundaries but the two parcels equal over the requirement of 40 contiguous acres by the state. The parcels I wish to annex are RP60N01W057802A and RP60N01W057810A

Thank you


Bruce Grobman

Approved 4/11/12:

DARK BLUE IS EXISTING SOUTH BOUNDARY
FIRE PROTECTION DISTRICT
YELLOW IS PROPOSED ANNEXATION

258273

